

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

MASHAMA HILL,

Plaintiff,

vs.

9:11-CV-0392
(GTS/ATB)

SEAN PATTERSON, Corr. Officer,
Upstate Corr. Facility,

Defendant.

APPEARANCES:

OF COUNSEL:

MASHAMA HILL, 20729-055
Plaintiff, *Pro Se*
MDC Brooklyn
Metropolitan Detention Center
P.O. Box 329002
Brooklyn, NY 11232

HON. ERIC T. SCHNEIDERMAN
Attorney General for the State of New York
Counsel for Defendant
The Capitol
Albany, New York 12224

KEVIN P. HICKEY, ESQ.
Assistant Attorney General

GLENN T. SUDDABY, United States District Judge

DECISION and ORDER

Currently before the Court, in this *pro se* prisoner civil rights action filed by Mashama Hill (“Plaintiff”) against the above-captioned New York State correctional officer (“Defendant”), are (1) Plaintiff’s motion for summary judgment, (2) United States Magistrate Judge Baxter's Report-Recommendation recommending that Plaintiff’s motion for summary judgment be denied, and (3) Plaintiff’s Objection to the Report-Recommendation. (Dkt. Nos. 43, 59, 60.) After carefully reviewing the relevant filings in this action, the Court can find no error in the

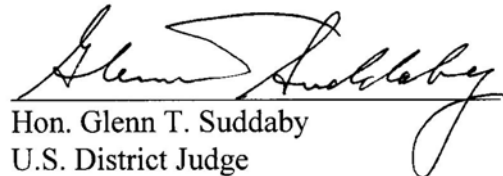
Report-Recommendation, clear or otherwise: Magistrate Judge Baxter employed the proper legal standards, accurately recited the facts, and reasonably applied the law to those facts. As a result, the Court accepts and adopts the Report-Recommendation for the reasons stated therein. (Dkt. No. 59.)

ACCORDINGLY, it is

ORDERED that Magistrate Judge Baxter's Report-Recommendation (Dkt. No. 59) is **ACCEPTED** and **ADOPTED** in its entirety; and it is further

ORDERED that Plaintiff's motion for summary judgment (Dkt. No. 43) is **DENIED** in its entirety.

Dated: February 24, 2014
Syracuse, New York


Hon. Glenn T. Suddaby
U.S. District Judge